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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Nakata HIDETOSHI et al

Group Art Unit: 1756

Serial No.: 10/601,803

Examiner: Shean Chiu WU

Filed: June 24, 2003

P.T.O. Confirmation No.: 8175

For: METHOD OF INCREASING HELICAL TWISTING POWER, OPTICALLY
ACTIVE COMPOUND, LIQUID CRYSTAL COMPOSITION CONTAINING THE
SAME, AND LIQUID CRYSTAL DISPLAY DEVICE

RESPONSE TO THE RESTRICTION REQUIREMENT
AND ELECTION OF SPECIES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: March 7, 2005

Sir:

This is in response to the Office Action of February 8, 2005, requiring restriction among three alleged inventions under the provisions of 35 USC § 121.

In the Office Action, restriction was made among three patentably distinct inventions: **Group I** drawn to the method of increasing a helical twisting power (Claim 1); **Group II** drawn to an optically active compound (Claims 2-12); and **Group III** drawn to a nematic or cholesteric liquid crystal composition and display device thereof (Claims 13-20).

Serial No.: 10/601,803
OA dated February 8, 2005
Resp dated March 7, 2005

Applicants hereby provisionally elect **Group 2, that is, claims 2-12**, for examination on the merits in this application. Applicants reserve the right to file one or more divisional applications directed to the subject matter of the non-elected claims.

In the Office Action, it was indicated that claim 2 was generic to a number of species of the invention as disclosed in the specification. It was therefore required that applicants elect a single disclosed species for prosecution on the merits to which the claims shall be restricted in the event the generic claim was not found to be allowable. It was further required that applicants state the claims which read on the elected species.

Applicants hereby elect the the compound of (XI-m) described in Example 6 of the present specification as a single disclosed species in the event the generic claim is not found to be allowable. From a review of the specification and claims, it would appear that the claims 2 and 4-8 read on the elected species. Applicants reserve the right to file one or more divisional applications directed to the subject matter of the non-elected species.

Favorable consideration of the subject application is respectfully requested.

Serial No.: 10/601,803
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In the event this paper is not timely filed, the undersigned hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this response.

Respectfully submitted,

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